

House File 642

S-3343

1 Amend House File 642, as amended, passed, and reprinted by
2 the House, as follows:

3 1. Page 31, after line 29 by inserting:

4 <Sec. _____. Section 299.4, subsection 1, Code 2017, is
5 amended to read as follows:

6 1. The parent, guardian, or legal custodian of a child
7 who is of compulsory attendance age, who places the child
8 under competent private instruction under section 299A.2, or
9 private instruction under section 299A.3, not in an accredited
10 school or a home school assistance program operated by a school
11 district or accredited nonpublic school, shall furnish to the
12 school district of residence a report ~~in duplicate on forms~~
13 ~~provided in the form and manner prescribed~~ by the public school
14 district, ~~to the district~~ by September 1 of the school year in
15 which the child will be under competent private instruction
16 or private instruction. The secretary shall retain and file
17 one copy and forward the other copy to the district's area
18 education agency. The report shall state the name and age
19 of the child, the period of time during which the child has
20 been or will be under competent private instruction or private
21 instruction for the year, ~~an outline of the course of study,~~
22 ~~texts used, and the name and address of the instructor.~~ The
23 parent, guardian, or legal custodian of a child, who is placing
24 the child under competent private instruction for the first
25 time, shall also provide the district with evidence that the
26 child has had the immunizations required under section 139A.8,
27 and, if the child is elementary school age, a blood lead test
28 in accordance with section 135.105D. The term "outline of
29 course of study" shall include subjects covered, lesson plans,
30 and time spent on the areas of study.

31 Sec. _____. Section 299A.2, Code 2017, is amended to read as
32 follows:

33 **299A.2 Competent private instruction by licensed**
34 **practitioner.**

35 If a licensed practitioner provides competent instruction

1 to a school-age child, the practitioner shall possess a valid
2 license or certificate which has been issued by the state
3 board of educational examiners under [chapter 272](#) and which is
4 appropriate to the ages and grade levels of the children to
5 be taught. Competent private instruction may include but is
6 not limited to a home school assistance program which provides
7 instruction or instructional supervision offered through an
8 accredited nonpublic school or public school district by a
9 teacher, who is employed by the accredited nonpublic school or
10 public school district, who assists and supervises a parent,
11 guardian, or legal custodian in providing instruction to a
12 child. If competent private instruction is provided through
13 a public school district, the child shall be enrolled and
14 included in the basic enrollment of the school district as
15 provided in [section 257.6](#). [Sections 299A.3 through 299A.7](#)
16 do not apply to competent private instruction provided by
17 a licensed practitioner under [this section](#). ~~However, the~~
18 ~~reporting requirement contained in section 299A.3, subsection~~
19 ~~1, shall apply to competent private instruction provided by~~
20 ~~licensed practitioners that is not part of a home school~~
21 ~~assistance program offered through an accredited nonpublic~~
22 ~~school or public school district.~~

23 Sec. _____. Section 299A.3, Code 2017, is amended to read as
24 follows:

25 **299A.3 Private instruction by nonlicensed person.**

26 A parent, guardian, or legal custodian of a child of
27 compulsory attendance age providing private instruction to the
28 child may ~~meet all of~~ do either of the following requirements:

29 ~~1. Complete and send, in a timely manner, the report~~
30 ~~required under [section 299.4](#) to the school district of~~
31 ~~residence of the child.~~

32 ~~2.~~ 1. Ensure that the child under the parent's, guardian's,
33 or legal custodian's instruction is evaluated annually to
34 determine whether the child is making adequate progress, as
35 defined in [section 299A.6](#).

1 ~~3.~~ 2. Ensure that the results of the child's annual
2 evaluation are reported to the school district of residence
3 of the child and to the department of education by a date not
4 later than June 30 of each year in which the child is under
5 private instruction.

6 Sec. ____ . NEW SECTION. **299A.13 Quarterly health and safety**
7 **meetings.**

8 1. The board of directors of a school district shall
9 conduct quarterly meetings on the health and safety of children
10 located within the district who are receiving competent private
11 instruction or private instruction. These quarterly meetings
12 shall be held at a school building or office located within the
13 school district.

14 2. In lieu of the quarterly meetings required under
15 subsection 1, the parent, guardian, or legal custodian of a
16 child placed under private instruction in accordance with
17 this chapter may opt to provide proof of an annual health and
18 wellness examination with a physician as defined in section
19 135.1. The parent, guardian, or legal custodian shall annually
20 provide a statement or certificate signed by a physician,
21 certifying that the physician conducted a health and wellness
22 examination of the child within one month immediately prior to,
23 or during, the current school year.

24 3. The superintendent of the school district shall
25 designate a person to carry out the duties assigned to the
26 school district under this section. The person designated
27 shall be a mandatory reporter, as defined in section 232.69,
28 subsection 1. The school district may collaborate with the
29 department of human services, including the local, county,
30 and service area officers of the department, in conducting
31 the quarterly health and safety meetings required under this
32 section.

33 4. The department of education, in collaboration with the
34 department of human services, shall provide guidelines to
35 school districts for implementation of this section.

1 Sec. ____ . NEW SECTION. 299A.14 Private instruction
2 prohibited — conditions.

3 The parent, guardian, or legal custodian of a child of
4 compulsory attendance age shall not place a child under private
5 instruction under this chapter if a person living in the same
6 home as the child meets any of the following conditions:

7 1. Has been convicted of a crime that would disqualify an
8 otherwise qualified applicant for a license under chapter 272.

9 2. Is listed on the sex offender registry under chapter
10 692A.

11 3. Is on the central registry for child abuse information
12 established under section 235A.14.>

13 2. By renumbering as necessary.

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